

## Domestic Violence Update

*105 Min. - Telecourse DVD (New)  
July 2005*

This program focuses on one of the most dangerous calls an officer can make: domestic violence. The program reinforces the fact that domestic violence calls are unpredictable, difficult, and often pose a threat to first responders. Several segments provide an update on key domestic violence issues and provide insight that will assist officers in their investigations and in dealing with victims.

The Telecourse DVD offers three viewing options:

1. Play Telecourse in its entirety (105 min.)
2. Select among six Telecourse segments:
  - Officer-Involved Domestic Violence (19 min.)
  - 422 Criminal Threats (25 min.)
  - Emergency Protective Orders (3 min.)
  - Stalking (17 min.)
  - Strangulation (16 min.)
  - Suspicious Wounds (24 min.)
3. Select among six Interaction segments:
  - Officer-Involved Domestic Violence
  - 422 Criminal Threats
  - Emergency Protective Orders
  - Stalking
  - Strangulation
  - Suspicious Wounds

POST Course Control Number: **xxxx-30001-xx034\***  
Telecourse Module Number: **05--07**  
DVD Shipping Date: **07/22/05**  
Reference Guide: **None**

\* Specific to DVD only. The first four digits of the Course Control Number (xxxx) is the preassigned Telecourse Presenter Number specific to your agency; the tenth and eleventh digits (xx) are the fiscal year in which your agency presents this program. See website for detailed instructions.

## Firearms Seizure and Disposition

*40 Minutes - Special Video DVD (New)  
July 2005*

With the passage of Assembly Bills 2431 and 2695, California law enforcement now has better legal tools for seizing, tracing, and disposing of firearms. This program highlights some new and innovative procedures that can make an investigation more meaningful and ultimately keep more firearms away from those who should not have them. Video segments include topics of:

- Seizure of firearms in domestic violence incidents
- Seizure of firearms in mental health incidents
- Documentation of the firearms seizure
- Petition for forfeiture
- Eligibility check
- Firearm disposition

This special DVD-ROM program offers three menu options:

1. Play video in its entirety (40 min.)
2. Additional property/records information (5 min.)
3. Printable support documents (PDF format), including:
  - ATF firearms identification
  - Court, prosecutor, and law enforcement agency checklists
  - Law enforcement gun release application
  - "No Longer in Possession" and "Receipt and Notice of Rights" forms
  - Quick reference guides

POST Course Control Number: **NA\***  
Telecourse Module Number: **NA**  
DVD Shipping Date: **07/22/05**  
Reference Guide: Documents on disc (DVD-ROM)

\* Special Video DVD; not eligible for Continuing Professional Training (CPT) credit.



50 Minutes - Monthly Edition DVD  
July 2005

## Arresting Foreign Nationals

*with William Bedsworth, Justice of the Court of Appeal, State of California*  
Penal Code §834c requires that any time a known or suspected foreign national is arrested or detained for more than two hours, he/she must be advised of the right to speak to an official from the consulate of his or her country. If the arrestee chooses to exercise that right, the police must notify the consulate and "ensure that the arrestee is allowed to communicate with, correspond with, and be visited by a consular officer of his or her country." And 56 countries require notification even if their foreign national requests that they not be notified. Justice Bedsworth discusses the statute and how to comply with it. Statutes cited: Penal Code §834c. (7:00)

## The Latest on "Medical Marijuana"

*with Jeff Rubin, Alameda County District Attorney's Office*  
The United States Supreme Court has held that even where a person cultivates and possesses marijuana solely in California for his or her own personal medical use, such cultivation and possession still remains illegal under federal law. The video also covers the latest information on the return or destruction of "medical" marijuana seized by local law enforcement. Case/Statutes cited: Gonzales v. Raich (2005) 125 S.Ct. 2195; People v. Frazier (2005) 128 Cal.App.4th 807; Chavez v. Superior Court (2004) 123 Cal.App.4th 104; Health & Saf. Code, §§ 11362.5-11362.83. (9:00)

## Vehicle Stops: Information-Seeking Checkpoints

*with Daniel McNeerney, Superior Court Judge, State of California*  
Police may lawfully establish "information-seeking" checkpoints to contact vehicles in an effort to obtain information to assist in a criminal investigation. Cases/Statutes cited: United States v. Martinez (1976) 428 U.S. 543; Michigan State Police v. Sitz (1990) 496 U.S. 444; Indianapolis v. Edmonds (2000) 531 U.S. 32; Illinois v. Lister (2004) 540 U.S. 419. (7:13)

## Threshold Arrests

*with Jeff Rubin, Alameda County District Attorney's Office*  
Although the general rule is that police may not enter a residence to make a warrantless arrest, there is an exception made if the person is at the threshold of the door, or voluntarily opens the door and appears at the threshold. This video discusses when the exception does or does not apply. Cases/Statutes cited: United States v. Quampts (9th Cir. 2005) DJDAR 6248; Payton v. New York (1980) 445 U.S. 573; United States v. Santana (1976) 427 U.S. 38; United States v. Vaneaton (9th Cir. 1995) 49 F.3d 1423. (7:01)

## Plain Sight: Is Plain Shape Enough?

*with William Bedsworth, Justice of the Court of Appeal, State of California*  
A doctrine closely related to the concept that seizing what is in plain sight does not violate the Fourth Amendment is what has been known as the "plain shape rule." Essentially, the courts have held that there is no legitimate expectation of privacy in a container whose SHAPE discloses its contents. The Ninth Circuit, however, has imposed an interesting restriction on this rule that police need to know about. Cases/Statutes cited: United States v. Gust 405 F.3d 797 (9th Cir. 2005). (7:52)

## Section 11383 Requires Personal Intent to Manufacture

*with Jeff Rubin, Alameda County District Attorney's Office*  
To prove a violation of Health and Safety Code section 11383, it is not enough to show the suspect in possession of the chemicals knew they were going to be used in the manufacture of methamphetamine by someone else. It must be shown the suspect possessing the chemicals *personally* intended to participate in the manufacture of methamphetamine. Case/Statute cited: People v. Perez 2005 DJDAR 6457; Health & Saf. Code, § 11383. (7:55)

Beginning July 2005, Case Law Today programs are released monthly on a single DVD containing a single month (6 total segments). Case Law Today programs are not accompanied by reference guides nor eligible for Continuing Professional Training (CPT) credit.

## More Information

### Distribution and Ordering

DVDs are automatically direct-mailed to all POST-Certified Telecourse Presenters and Basic Academies in the California POST Program. DVD programs cannot be duplicated. Multiple copies of CPTN materials are available via automated direct-mail to eligible agencies with multiple training sites. See POST Bulletins #03-03 and #03-13 at [www.post.ca.gov/bulletin/bulletins.asp](http://www.post.ca.gov/bulletin/bulletins.asp) for more information about DVD distribution/eligibility.

Visit the CPTN website at [www.post.ca.gov/training/cptn](http://www.post.ca.gov/training/cptn) for complete CPTN information, video listings, and to order videos. Other questions not answered online may be directed to the POST Training Program Services Bureau at 916.227.3913, or send email to [cptn@post.ca.gov](mailto:cptn@post.ca.gov).

### Telecourse CPT Credit

This month's Telecourse(s) and most previous Telecourses are eligible for continuing professional training (CPT) credit if facilitated by a POST-Certified Telecourse Presenter. Certified Presenters of POST Advanced Officer Courses or Skills and Knowledge Modular training courses may also use the Telecourses as part of those courses. POST-Certified Telecourse Presenters seeking CPT credit for trainees must document Telecourse attendance on POST Course Roster (Form 2-111). Note that course control numbers are different for Telecourses on DVD. For detailed instructions on completion of the Telecourse Course Roster, visit [www.post.ca.gov/training/cptn/credit.asp](http://www.post.ca.gov/training/cptn/credit.asp). Call the POST Training Delivery Bureau at 916.227.4863 for more information about Telecourse CPT credit.

### Monthly DVD Mailing List

To determine if your agency is listed as a Certified Telecourse Presenter or POST Basic Academy and on the DVD distribution list— or to obtain more information about Telecourse certification— visit POST online at [www.post.ca.gov/training/cptn/credit.asp](http://www.post.ca.gov/training/cptn/credit.asp). If your agency is not listed and you wish to register as a Certified Telecourse Presenter with POST, follow the website instructions or contact the Training Delivery Bureau at 916.227.4863.

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Monthly DVD Release

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August 2005 - Telecourse DVD

Terrorism Intelligence Update

September 2005 - Telecourse DVD

Terrorism: Suicide Bombers

October 2005 - Telecourse DVD